

**CONTRACT REQUESTS FORM (CRF)**

CEC-94 (Revised 5/11)

CALIFORNIA ENERGY COMMISSION



☐ New Contract \_\_\_\_\_ ☒ Amendment to Existing Contract: 500-07-046 Amendment Number: 1

Division	Contract Manager:	MS-	Phone	CM Training Date
Energy Research and Development	Bradley Meister	49	916-327-1722	2/10/2006

Contractor's Legal Name	Federal ID Number
DOE- Lawrence Berkeley National Laboratory	94-2951741

Title of Project
Demand Controlled Ventilation: Research for Improving the Specifications in Title 24

Term	Start Date	End Date	Amount
New/Original Contract	8/15/2008	9/30/2011	\$ 870,000.00

Line up the Amendment information as best as possible within the following table.

Amendment #	End Date (mm/dd/yy)	Amount
Amendment 1	9/12/2012	\$0

#### Business Meeting Information

Proposed Business Meeting Date	7/27/2011	<input checked="" type="checkbox"/> Consent	<input type="checkbox"/> Discussion
Business Meeting Presenter	Bradley Meister	Time Needed:	5 minutes

#### Agenda Item Subject and Description

Possible approval of Amendment 1 to Contract 500-07-046 with Lawrence Berkeley National Laboratory (LBNL) for a 12-month no-cost time extension. This amendment will allow the contractor to collect, and the Commission to receive, an additional one year of data on school ventilation and effect on absenteeism. The U.S. Green Building Council will provide \$100,000 directly to LBNL to cover the additional cost of the research period.

**Business Meeting approval is not required for the following types of contracts:** *Executive Director's signature is required in all cases.*

- ☐ Contracts less than \$10k (*Policy Committee's signature is also required*)
- ☐ Amendment for a no-cost time extension. Must be first extension, less than one year and original contract less than \$100k.
- ☐ Contracts less than \$25k for Expert Witness in Energy Facility licensing cases and amendments.

#### Purpose of Contract or Purpose of Amendment, if applicable

The purpose of this amendment is to extend the contract term 12 months which will allow collection of additional data on school ventilation and effect on absenteeism. The U.S. Green Building Council will provide \$100,000.00 directly to the contractor to cover the additional cost of the research period.

#### California Environmental Quality Act (CEQA) Compliance

- Is Contract considered a "Project" under CEQA?
 

☐ Yes: skip to question 2 ☒ No: complete the following (PRC 21065 and 14 CCR 15378):

Explain why contract is not considered a "Project":

Contract will not cause direct physical change in the environment or a reasonably foreseeable indirect physical change in the environment because it only involves collecting data on existing classrooms in California.
- If contract is considered a "Project" under CEQA:
 

☐ a) Contract **IS** exempt. (Draft NOE required)

☐ Statutory Exemption. List PRC and/or CCR section number: \_\_\_\_\_

☐ Categorical Exemption. List CCR section number: \_\_\_\_\_

☐ Common Sense Exemption. 14 CCR 15061 (b) (3)

Explain reason why contract is exempt under the above section:

☐ b) Contract **IS NOT** exempt. The Contract Manager needs to consult with the Energy Commission attorney assigned to their division and the Siting Office regarding a possible Initial Study.

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**Budgets Information**

Contract Amount Funded		Breakdown by FY			Funding Sources			
Funding Source	Amount	FY	Amount	Approved?	Funding Source	FY	Budget List No.	Amount
ARFVTF	\$		\$					\$
ECAA	\$		\$					\$
State- ERPA	\$		\$					\$
Federal	\$		\$					\$
PIER - E	\$		\$					\$
PIER - NG	\$		\$					\$
Reimbursement	\$		\$					\$
Other	\$		\$					\$
<b>TOTAL:</b>	<b>\$0</b>	<b>TOTAL:</b>	<b>\$0</b>		<b>TOTAL:</b>			<b>\$0</b>
Reimbursement Contract #:					Federal Agreement			

Contractor's Administrator/ Officer		Contractor's Project Manager	
Name:	Betsy Quayle	Name:	William Fisk
Address:	1Cyclotron Rd #90R2000	Address:	1 Cyclotron Rd # 90R3111 MS 90R3027D
City, State, Zip:	Berkeley, CA 94720-2000	City, State, Zip:	Berkeley, CA 94720-2000
Phone/ Fax:	510-486-7391/510-486-4673	Phone/ Fax:	510-486-5910 / 510-486-6658
E-Mail:	BEQuayle@lbl.gov	E-Mail:	WJFisk@lbl.gov

**Contractor Is**

☐ Private Company (including non-profits)  
☐ CA State Agency (including UC and CSU)  
☒ Government Entity (i.e. city, county, federal government, air/water/school district, joint power authorities, university from another state)

**Selection Process Used**

☐ Solicitation Select Type Solicitation #: \_\_\_\_\_ # of Bids: \_\_\_\_\_ Low Bid? ☐ No ☐ Yes  
☐ Non Competitive Bid (Attach CEC 96)  
☒ Exempt Other Government Entity

**Civil Service Considerations**

☐ Not Applicable (Contract is with a CA State Entity or a membership/co-sponsorship)  
☒ Public Resources Code 25620, et seq., authorizes the Commission to contract for the subject work. (PIER)  
☐ The Services Contracted:  
     ☐ are not available within civil service  
     ☐ cannot be performed satisfactorily by civil service employees  
     ☐ are of such a highly specialized or technical nature that the expert knowledge, expertise, and ability are not available through the civil service system.  
☐ The Services are of such an:  
     ☐ urgent  
     ☐ temporary, or  
     ☐ occasional nature  
     that the delay to implement under civil service would frustrate their very purpose.  
**Justification:**  
 Public Resources Code 25620, et seq., authorizes the Commission to contract for the subject work. (PIER)

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**Payment Method**

- ☐ A. Reimbursement in arrears based on:  
☐ Itemized Monthly      ☒ Itemized Quarterly      ☐ Flat Rate      ☐ One-time  
☒ B. Advanced Payment  
☐ C. Other, explain:

**Retention**

1. Is contract subject to retention? ☒ No ☐ Yes  
 If Yes, Do you plan to release retention prior to contract termination? ☒ No ☐ Yes

**Justification of Rates**

The contract price is reasonable, particularly considering the facility provided by the contract terms. The research will be conducted by a national laboratory; salaries and wages are in accordance with costing practice for all Department of Energy programs.

**Disabled Veteran Business Enterprise Program (DVBE)**

1. ☒ Not Applicable  
 2. ☐ Meets DVBE Requirements      DVBE Amount:\$ \_\_\_\_\_ DVBE %: \_\_\_\_\_  
     ☐ Contractor is Certified DVBE  
     ☐ Contractor is Subcontracting with a DVBE: \_\_\_\_\_  
 3. ☐ Requesting DVBE Exemption (attach CEC 95)

**Is Contractor a certified Small Business (SB), Micro Business (MB) or DVBE?**
☒ No ☐ Yes

If yes, check appropriate box:

☐ SB    ☐ MB    ☐ DVBE
**Is Contractor subcontracting any services?**
☒ No ☐ Yes

If yes, give company name and identify if they are a Small Business (SB), Micro Business (MB) and/or DVBE:

**Miscellaneous Contract Information**

1. Will there be Work Authorizations? ☒ No ☐ Yes  
 2. Is the Contractor providing confidential information? ☒ No ☐ Yes  
 3. Is the contractor going to purchase equipment? ☒ No ☐ Yes  
 4. Check frequency of progress reports  
     ☐ Monthly    ☒ Quarterly    ☐ \_\_\_\_\_  
 5. Will a final report be required? ☐ No ☒ Yes  
 6. Is the contract, with amendments, longer than a year? If yes, why? ☐ No ☒ Yes

The Department of General Services has agreed to give the Commission blanket authority to execute multi-year contracts to support the Commission's RD&D Programs.

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**The following items should be attached to this CRF**

1. Scope of Work, Attach as Exhibit A.	<input checked="" type="checkbox"/> N/A	<input type="checkbox"/> Attached
2. Budget Detail, Attach as Exhibit B.	<input type="checkbox"/> N/A	<input checked="" type="checkbox"/> Attached
3. CEC 96, NCB Request	<input checked="" type="checkbox"/> N/A	<input type="checkbox"/> Attached
4. CEC 30, Survey of Prior Work	<input checked="" type="checkbox"/> N/A	<input type="checkbox"/> Attached
5. CEC 95, DVBE Exemption Request	<input checked="" type="checkbox"/> N/A	<input type="checkbox"/> Attached
6. Draft CEQA Notice of Exemption (NOE)	<input checked="" type="checkbox"/> N/A	<input type="checkbox"/> Attached
7. Resumes	<input checked="" type="checkbox"/> N/A	<input type="checkbox"/> Attached
8. CEC 105, Questionnaire for Identifying Conflicts		<input type="checkbox"/> Attached
9. CEC 106, IT Component Reporting Form		<input type="checkbox"/> Attached

\_\_\_\_\_  
Contract Manager\_\_\_\_\_  
Date\_\_\_\_\_  
Office Manager\_\_\_\_\_  
Date\_\_\_\_\_  
Deputy Director\_\_\_\_\_  
Date

The following signatures are only required when contract approval is delegated to the Executive Office and not approved at a Business Meeting.  
See Business Meeting Information Section.

\_\_\_\_\_  
Presiding Policy Committee\_\_\_\_\_  
Date\_\_\_\_\_  
Associate Policy Committee\_\_\_\_\_  
Date\_\_\_\_\_  
Executive Director\_\_\_\_\_  
Date